

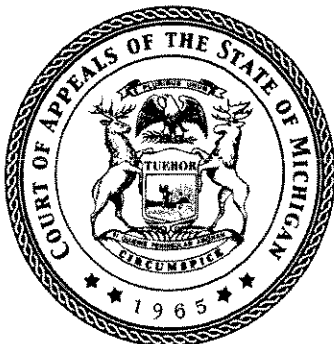
IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Michael DeWayne Smith v Department of Corrections**
Docket No. **289392**
L.C. No.

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The complaint for habeas corpus and request for immediate hearing are **DISMISSED** because plaintiff failed to show that a circuit judge in the county in which he is detained has refused to issue a writ of habeas corpus.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 12 2009

Date

Sandra Schultz Mengel
Chief Clerk